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5 Attorney for Jeri Coppa-Knudson, Trustee

6

7 **UNITED STATES BANKRUPTCY COURT**
8 **DISTRICT OF NEVADA**

9 IN RE:

CASE NO. BK-N-14-50333-BTB

10 ANTHONY THOMAS and
WENDI THOMAS,

CASE NO. BK-N-14-50331-BTB
(Jointly Administered)

11 AT EMERALD, LLC,

CHAPTER 7

12 Debtors.

13 _____/
14 JERI COPPA-KNUDSON, TRUSTEE,

ADV. PROC. NO. 17-05005-BTB

15 Plaintiff,

16 vs.

17 KENNETH CONETTO, ESTATE OF
ERIC KITCHEN, KIMBERLY KLOTZ,
WAYNE CATLETT and SHERIFF OF
18 SANTA CLARA COUNTY,

19 **DECLARATION OF JEFFREY
HARTMAN IN SUPPORT OF MOTION
FOR ENTRY OF DEFAULT PURSUANT
TO F.R.CIV.P. 55 AND F.R.BANKR.P. 7055**

20 Defendants.

21 _____/
22 Hearing Date: September 19, 2018
Hearing Time: 10:00 a.m.

23 Jeffrey L. Hartman, under penalty of perjury of the laws of the United States,

24 declares:

25 1. I am an attorney in good standing with the State Bar of Nevada and am admitted
to practice in the this Court.

26 2. I have personal knowledge of the matters stated herein.

27 3. I represent Chapter 7 Trustee Jeri Coppa-Knudson, Plaintiff.

28 4. I filed this adversary proceeding on February 14, 2017 naming Kenneth Conetto,

1 Estate of Eric Kitchen, Kimberly Klotz, Wayne Catlett and Sheriff of Santa Clara County as
2 the Defendants. The Summons was issued on February 15, 2017 and together with the
3 Complaint, was served on Defendants by mail on May 11, 2017 as permitted by
4 F.R.Bankr.P. 7004(b) and (e). **Executed Summons, Adv. DE 10, filed with the Court on**
5 **May 11, 2017.**

6 5. Two of the packages mailed to Wayne Catlett were returned as undeliverable; the
7 third, mailed to a post office box, was not.

8 6. Because the information regarding the location of Defendants Estate of Eric
9 Kitchen and Kimberly Klotz was outdated, summons was published in the areas of a last
10 known address. **Adv. DE 18, 19.** Plaintiff has no current mailing address for Defendants
11 Estate of Eric Kitchen and Kimberly Klotz.

12 7. On December 7, 2017, I filed a Notice Of Intent To Take Default. **Adv. DE 20.**
13 The Notice Of Intent To Take Default which includes a Certificate of Service for mailing
14 only to Wayne Catlett, provided that Defendants had until December 20, 2017 to answer or
15 otherwise respond.

16 8. To date, no Defendant has responded to the Notice Of Intent To Take Default.

17 9. I have attempted to conduct a search of the Service members Civil Relief Act
18 website to determine whether Wayne Catlett, Megan Kitchen and Kimberly Klotz are active
19 members of the military. Without any Social Security Number or date of birth, I have been
20 unable to conduct the proper search at www.dmdc.osd.mil/appj/scra/single_record.xhtml.

21 8. Based on information provided to me by Plaintiff, I believe no Defendant herein
22 is an infant, and there is no factual evidence known to me to support an opinion that any
23 defendant is incompetent.

24 || DATED: August 9, 2018.

25

/S/ Jeffrey L. Hartman
Jeffrey L. Hartman, Esq.

Hartman & Hartman
510 West Plumb Lane, Ste. B
Reno, Nevada 89509
(775) 324-2800

1 CERTIFICATE OF SERVICE

2 I certify that I am an employee of Hartman & Hartman, and that on this date I caused
3 to be served a copy of the within document upon:

4 Wayne Catlett
5 PO Box 5692
6 Santa Barbara, CA 93150-0647

7 Further, I emailed a copy of this document to Anthony Thomas at his requested email
8 address, ATEmerald@gmail.com.

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10 DATED: August 9, 2018.
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10 _____
11 /S/ Stephanie Ittner
12 Stephanie Ittner
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